

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

SHANNON BRUCE MORLEY,

Plaintiff,

vs.

SPOKANE COUNTY,

Defendant.

NO. CV-09-325-EFS

ORDER DISMISSING ACTION

By Order filed January 4, 2010, the court denied Plaintiff's application to proceed in forma pauperis under 28 U.S.C. § 1915(g) as he had filed at least three civil actions in forma pauperis in this District which were dismissed as frivolous or for failure to state a claim: *Morley v. Thomas et al.*, CS-02-310-CI; *Morley v. Spokane County Jail et al.*, CV-04-5047-LRS; and *Morley v. Department of Corrections et al.*, CV-04-5092-LRS. Plaintiff did not assert in his complaint he was in imminent danger of serious physical injury.

The court directed Mr. Morley to pay the \$350.00 filing fee to commence this action under 28 U.S.C. § 1914. He has not done so. Copies of the court's previous Orders have been sent to Mr. Morley at the Spokane County Jail, but were returned as undeliverable. Mr. Morley

1 has not kept the court apprised of his current address and he has filed
2 nothing further in this action.

3 Accordingly, **IT IS ORDERED** this action is **DISMISSED** for failure to
4 comply with the filing fee requirements of 28 U.S.C. § 1914. The
5 District Court Executive is directed to enter this Order, enter judgment
6 and forward copies to Plaintiff at his last known address. The court
7 finds any appeal of this decision would not be taken in good faith.

8 **DATED** this 1st day of February 2010.

9
10 s/Edward F. Shea
11 EDWARD F. SHEA
12 United States District Judge

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